

# MINUTES

Greater Shepparton City Council

## COUNCIL MEETING

**3:00PM, Tuesday 15 March 2022**

Council Meeting Room

### COUNCILLORS

Cr Kim O'Keeffe (Mayor)

Cr Anthony Brophy (Deputy Mayor)

Cr Seema Abdullah

Cr Geoffrey Dobson

Cr Greg James

Cr Rob Priestly

Cr Shane Sali

Cr Sam Spinks

Cr Fern Summer

### VISION

**GREATER SHEPPARTON, GREATER FUTURE**

A thriving economy in the foodbowl of Victoria with excellent lifestyles, innovative agriculture a diverse community and abundant opportunities

# Values

Values reflect what we feel is important. Organisations may have core values that reflect what is important in the organisation. These values may be guiding principles of behaviour for all members in the organisation.

## **Respect first, always**

We are attentive, listen to others and consider all points of view in our decision making.

## **Take ownership**

We take pride in honouring our promises and exceeding expectations, and are transparent with and accountable for our actions.

## **Courageously lead**

We lead with integrity, and stand up and stand by what is in the best interests of the Greater Shepparton community.

## **Working together**

We work collaboratively to create higher quality outcomes that are more efficient, thoughtful, effective and responsive. We cannot accomplish all that we need to do without working together.

## **Continually innovate**

We are open to new ideas and creatively seek solutions that encourage us to do our best for our community.

## **Start the celebration**

As ambassadors for our people and place, we proudly celebrate the strengths and achievements of Council and the Greater Shepparton community.

**MINUTES  
FOR THE  
COUNCIL MEETING  
HELD ON  
TUESDAY 15 MARCH 2022 AT 3:00PM**

**CHAIR  
CR KIM O'KEEFFE**

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## Risk Level Matrix Legend

**Note: A number of reports in this agenda include a section on “risk management implications”. The following table shows the legend to the codes used in the reports.**

Likelihood	Consequences				
	Negligible (1)	Minor (2)	Moderate (3)	Major (4)	Extreme (5)
<b>Almost Certain (5)</b> Would be expected to occur in most circumstances (daily/weekly)	LOW	MEDIUM	HIGH	EXTREME	EXTREME
<b>Likely (4)</b> Could probably occur in most circumstances (i.e. Monthly)	LOW	MEDIUM	MEDIUM	HIGH	EXTREME
<b>Possible (3)</b> Reasonable probability that it could occur (i.e. over 12 months)	LOW	LOW	MEDIUM	HIGH	HIGH
<b>Unlikely (2)</b> It is not expected to occur (i.e. 2-5 years)	LOW	LOW	LOW	MEDIUM	HIGH
<b>Rare (1)</b> May occur only in exceptional circumstances (i.e. within 10 years)	LOW	LOW	LOW	MEDIUM	HIGH

**Extreme** Intolerable – Immediate action is required to mitigate this risk to an acceptable level. Event/Project/Activity is not to proceed without authorisation

**High** Intolerable – Attention is needed to treat risk.

**Medium** Variable – May be willing to accept the risk in conjunction with monitoring and controls

**Low** Tolerable – Managed by routine procedures

**PRESENT:** Cr Kim O'Keeffe (Mayor)  
Cr Anthony Brophy (Deputy Mayor)  
Cr Seema Abdullah  
Cr Geoffrey Dobson  
Cr Greg James  
Cr Shane Sali  
Cr Sam Spinks  
Cr Fern Summer

<b>Officers:</b>	Peter Harriott	Chief Executive Officer
	Darryl Hancock	Manager Corporate Governance
	Geraldine Christou	Director Sustainable Development
	Chris Teitzel	Director Corporate Services
	Ropate Cabealawa	Official Minute Taker

## 1 Welcome to Country

The Council Meeting commenced with a Welcome to Country presented by Cr James on behalf of the Yorta Yorta Elders Council and the 16 family groups.

## 2 Acknowledgement

We, Greater Shepparton City Council, acknowledge the Yorta Yorta Peoples of the land which now comprises Greater Shepparton, we pay our respect to their tribal elders, we celebrate their continuing culture and we acknowledge the memory of their ancestors.

## 3 Privacy Notice

This public meeting is being streamed live via our Facebook page and made available for public access on our website along with the official Minutes of this meeting.

## 4 Governance Principles

Council considers that the decisions contained in these Minutes gives effect to the overarching governance principles stated in Section 9(2) of the *Local Government Act 2020*. These principles are as follows:

1. Council decisions are to be made and actions taken in accordance with the relevant law;
2. priority is to be given to achieving the best outcomes for the municipal community, including future generations;
3. the economic, social and environmental sustainability of the municipal district, including mitigation and planning for climate change risks, is to be promoted;
4. the municipal community is to be engaged in strategic planning and strategic decision making;
5. innovation and continuous improvement is to be pursued;

6. collaboration with other Councils and Governments and statutory bodies is to be sought;
7. the ongoing financial viability of the Council is to be ensured;
8. regional, state and national plans and policies are to be taken into account in strategic planning and decision making;
9. the transparency of Council decisions, actions and information is to be ensured.

## 5 Apologies

Nil Received.

## 6 Declarations of Conflict of Interest

In accordance with section 130 (1)(a) of the Local Government Act 2020 Councillors are required to disclose any “conflict of interest” in respect of a matter to be considered at a Council Meeting.

**Disclosure must occur immediately before the matter is considered or discussed.**

Nil Received.

## 7 Confirmation of Minutes of Previous Meetings

**Moved by Cr Dobson  
Seconded by Cr Sali**

**That the minutes of the 15 February 2022 Council Meeting as circulated, be confirmed.**

**CARRIED UNOPPOSED**

## 8 Public Question Time

### **Question - Roslyn Knaggs**

Have Councilors applied due diligence to the impact on the ACE College with regard to the proposed build on the carpark in Maude, Nixon and Edwards site, as the ACE College was not mentioned in the CEO’s proposal or the Ethos Urban report presented at the December 2021 meeting?

### **Response**

The answer to that is yes. Due diligence has been applied and that is continuing including two days of submissions last week where a number of presenters presented in relation to the ACE College. The proposal considered by Council relates to the sale or gifting of airspace above the Council car park at Nixon and Maude Street, not a development application. High level conceptual plans were referred in the council report to demonstrate that an apartment development could be considered above the car park. Specific development plans for the site will continue to be developed and as part of any design process and concept development will consider the relevant planning controls applying

land, owner of the land and will be design responsive to the context of the site and take into consideration neighbouring properties.

## **9 Deputations and Petitions**

Nil Received.

## **10 Community Directorate**

Nil Received.



## 11 Corporate Services Directorate

### 11.1 February 2022 Monthly Financial Report

Moved by Cr Abdullah  
Seconded by Cr Dobson

That the Council receive and note the February 2022 Monthly Financial Report.

**CARRIED UNOPPOSED**

## **11.2 Audit & Risk Management Committee - Unconfirmed Minutes - 9 February 2022**

**Moved by Cr Brophy  
Seconded by Cr Abdullah**

**That the Council:**

- 1. note the unconfirmed minutes of the 9 February 2022 Audit and Risk Management Committee meeting; and**
- 2. note that the minutes will be confirmed by the Audit and Risk Management Committee at their next meeting, scheduled for 11 May 2022, and any substantive changes to the unconfirmed minutes will be reported to the next Council meeting.**

**CARRIED UNOPPOSED**

### **11.3 Audit & Risk Management Committee Charter and Annual Work Program**

**Moved by Cr Abdullah  
Seconded by Cr Brophy**

**That the Council:**

- 1. adopt the Audit and Risk Management Committee Charter and Annual Work Program as attached to this report;**
- 2. Councillors, not elected as Committee members can also attend the meeting as observers after advising the Chairperson (via the Director Corporate Services) of their intent to attend a meeting; and**
- 3. the Chair of the Committee will present a summary of the Committee's activities and findings to a Councillor briefing session annually, followed by an in-camera sessions with Councillors.**

**CARRIED UNOPPOSED**

## 12 Sustainable Development Directorate

### 12.1 Acquisition of Easement - 430 Goulburn Valley Highway, Shepparton in the Shepparton North Growth Corridor

Moved by Cr Dobson  
Seconded by Cr Brophy

That the Council:

1. authorise the Chief Executive Officer to undertake the administrative procedures and acquire, by agreement or compulsory acquisition, an irrigation easement along the eastern boundary of 430 Goulburn Valley Highway, Shepparton North, including pursuant to the processes under the *Land Acquisition and Compensation Act 1986 (Vic)*, and to take all steps necessary so as to resolve the consideration or compensation payable so as to finalise the matter; and
2. authorise the Chief Executive Officer to sign all documentation associated with or necessary to effect the acquisition and finalise the matter.

**CARRIED UNOPPOSED**

## 12.2 Easement Acquisition - Shepparton North Growth Corridor

Moved by Cr Sali  
Seconded by Cr Summer

That the Council:

1. authorise the Chief Executive Officer to undertake the administrative procedures and acquire, by agreement or compulsory acquisition, a drainage easement over part of 420A Goulburn Valley Highway, Shepparton North, including pursuant to the processes under the *Land Acquisition and Compensation Act 1986 (Vic)*, and to take all steps necessary so as to resolve the consideration or compensation payable so as to finalise the matter;
2. authorise the Chief Executive Officer to undertake the administrative procedures and acquire by agreement part of the land (approximately 300 square metres) at 420A Goulburn Valley Highway, Shepparton North and to take all steps necessary so as to resolve the consideration so as to finalise the matter; and
3. authorise the Chief Executive Officer to sign all documentation associated with or necessary to effect the acquisition and finalise the matter.

**CARRIED UNOPPOSED**

### **12.3 Drainage Easement - 7835 Goulburn Valley Highway, Kialla (Big 4 Shepparton Parklands)**

Moved by Cr Sali  
Seconded by Cr Summer

That the Council:

1. authorise the Chief Executive Officer to undertake the administrative procedures and acquire, by agreement or compulsory acquisition, a drainage easement over part of 7835 Goulburn Valley Highway, Kialla, including pursuant to the processes under the *Land Acquisition and Compensation Act 1986 (Vic)*, and to take all steps necessary so as to resolve the consideration or compensation payable so as to finalise the matter; and
2. authorise the Chief Executive Officer to sign all documentation associated with or necessary to effect the acquisition and finalise the matter.

**CARRIED UNOPPOSED**

### **13 Infrastructure Directorate**

Nil Received.

### **14 Confidential Management Reports**

Nil Received.

### **15 Documents for Signing and Sealing**

Nil Received.

## 16 Councillor Reports

### 16.1 Councillor Activities

#### 16.1.1 Councillor Activities - February 2022

Moved by Cr Brophy  
Seconded by Cr Summer

That the Council receive and note the summary of the Councillor's Community Interactions and Informal Meetings of Councillors

**CARRIED UNOPPOSED**



## 16.2 Council Committee Reports

### 16.2.1 Murray Darling Association - Annual Strategic Planning Meeting Report

Moved by Cr Dobson  
Seconded by Cr Brophy

That the Council:

1. receive and note Cr Dobson's report on the Murray Darling Association Annual Strategic Planning Meeting held on Tuesday, 23 February 2022 in the Canberra Office of the Murray Darling Basin Authority; and
2. write to the New South Wales Minister for Lands and Water to advocate for regulation of flood plain harvesting, but that any reform incorporates the NSW Parliament's Upper House reforms to modify the volume of offtake and the licensing of unpermitted dams.

**CARRIED UNOPPOSED**

### **16.3 Notice of Motion, Amendment or Rescission**

Nil Received.

### **17 Urgent Business not Included on the Agenda**

Nil Received.

### **18 Close of Meeting**

Meeting closed at 3.40pm.